

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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**FISCAL IMPACT STATEMENT**

**LS 7447**

**BILL NUMBER:** SB 436

**NOTE PREPARED:** Jan 5, 2011

**BILL AMENDED:**

**SUBJECT:** Including Businesses on the Do Not Call List.

**FIRST AUTHOR:** Sen. Kruse

**FIRST SPONSOR:**

**BILL STATUS:** As Introduced

**FUNDS AFFECTED:** ☒ **GENERAL**  
**DEDICATED**  
**FEDERAL**

**IMPACT:** State

**Summary of Legislation:** This bill allows, beginning with the quarterly listing for the quarter beginning October 1, 2011, the telephone number of an Indiana business to be placed on the quarterly listing of telephone numbers of Indiana consumers that request not to be solicited by telephone. It specifies that the statute governing the listing applies to a telephone subscriber who, for the service received: (1) has a place of primary use in Indiana; or (2) is issued an Indiana telephone number or an Indiana identification number; in order to include within the protections afforded by the statute subscribers of interconnected VOIP service, subscribers of mobile telecommunications services, and users of a prepaid wireless calling service. It requires the Attorney General's Consumer Protection Division to notify Indiana residents of the right of any of those subscribers or users to place a telephone number on the listing. The bill also requires the Division to include a breakdown of the listing's residential and business subscribers in the division's annual report to the Regulatory Flexibility Committee.

**Effective Date:** Upon passage.

**Explanation of State Expenditures:** *Summary* - The Consumer Protection Division will incur administrative expenses relating to the inclusion of businesses that wish to be placed on the quarterly listing of telephone numbers not to be solicited by telephone starting with the listing for October 2011. The Division's existing level of resources should be sufficient to implement these changes.

Beginning in FY 2012, the Consumer Protection Division is also required to include the following information with the annual report presented to the Regulatory Flexibility Committee:

(1) the number of residential subscribers on the quarterly listing of telephone numbers not to be solicited by telephone; and

(2) the number of business subscribers on the quarterly listing of telephone numbers not to be solicited by telephone.

Background Information - In addition to the Do Not Call List for residences, the Consumer Protection Division handles complaints received under IC 24-5-14 concerning automated dialing services. Businesses may file these complaints with the Division.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** Consumer Protection Division, Office of the Attorney General.

**Local Agencies Affected:**

**Information Sources:** Marguerite Sweeney, Attorney General's Office, 317-232-1011.

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